

SENATE....No. 124.

Commonwealth of Massachusetts.

IN SENATE, March 12, 1869.

The Committee on Mercantile Affairs, to whom was committed the Bill to authorize cities and towns to purchase water-rights, have duly considered the same and report that the Bill ought not to pass.

Per order,

J. G. POLLARD.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Sixty-Nine.

AN ACT

To authorize Cities and Towns to purchase Water-rights.

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:—

1 SECT. 1. That any city or town in this Common-
2 wealth is hereby authorized and empowered, for the
3 purpose of supplying pure water, to purchase water-
4 rights, and the estates, rights, properties, franchises
5 and privileges of any company or corporation now
6 existing, or any that may hereafter be formed or char-
7 tered; and by such purchase be entitled to all the rights
8 and privileges appertaining to said company or cor-
9 poration. And the city council, in case of said pur-
10 chase by a city, is authorized to issue bonds in pay-
11 ment of such purchase, at an interest not exceeding
12 seven per cent., interest payable semi-annually, which
13 bonds shall be redeemable within twenty years from
14 the date thereof; and in case of the purchase of any

15 company, or corporation by any town the treasurer
16 thereof, when authorized by a vote of the town, shall
17 issue bonds or certificates of indebtedness in behalf
18 of the town, in payment for such purchase, to be
19 countersigned by the chairman of the selectmen of
20 such town, at a rate of interest and for a period of
21 time not exceeding what is prescribed above for a city.

1 SECT. 2. In case of the purchase by any city or
2 town of any water-rights, or of any corporations hav-
3 ing franchises or water privileges, the city or town
4 purchasing, is hereby authorized to lay pipes, and to
5 do all that may become necessary to obtain a supply
6 of pure water for domestic purposes, or for extinguish-
7 ing fires; and in case the water should be brought
8 through another town or city, pipes may be laid
9 through any city with the consent of the mayor and
10 aldermen of such city; and through any town with
11 the consent of the town, or of the selectmen thereof,
12 the party having this privilege to be liable in an action
13 of contract or tort to any party injured, for any dam-
14 ages.

1 SECT. 3 This act shall take effect upon its pas-
2 sage.

